



FEBRUARY 13 - 17, 2006 ST. LOUIS, MISSOURI

James B. Loken, Chief Judge - Minneapolis, Minnesota

Circuit Judges in Active Service

**Roger L. Wollman - Sioux Falls, SD
Morris S. Arnold - Little Rock, AR
Diana E. Murphy - Minneapolis, MN
Kermit E. Bye - Fargo, ND
William Jay Riley - Omaha, NE
Michael J. Melloy - Cedar Rapids, IA
Lavenski R. Smith - Little Rock, AR
Steven M. Colloton - Des Moines, IA
Raymond W. Gruender - St. Louis, MO
Duane Benton - Kansas City, MO**

Circuit Judges Who Have Taken Senior Status

**Donald P. Lay - St. Paul, MN
Gerald W. Heaney - Duluth, MN
Myron H. Bright - Fargo, ND
Theodore McMillian - St. Louis, MO
John R. Gibson - Kansas City, MO
George G. Fagg - Des Moines, IA
Pasco M. Bowman - Kansas City, MO
Frank J. Magill - Fargo, ND
C. Arlen Beam - Lincoln, NE
David R. Hansen - Cedar Rapids, IA**

NOTICE TO ALL COUNSEL

Please review the entire calendar, as you may have more than one case scheduled for oral argument. Please check the calendar carefully for the starting time for your day and division.

Court will be held in the Thomas F. Eagleton Courthouse at 111 S. 10th Street, St. Louis, Missouri. Division I will be held in the En Banc Courtroom on Floor 28. Division II will be held in the Southeast Courtroom on Floor 27, and Division III will be held in the Northeast Courtroom on Floor 27. Counsel presenting oral argument should report to the clerk's office, Room 24.329, 30 minutes before Court convenes.

Counsel may not waive oral argument without prior leave of court. Absent leave of court, only one attorney is permitted to present the argument for a party. However, if the parties on a side are separately represented and have filed separate briefs, each party on that side is permitted to argue; in such a case, counsel must confer and decide how they will split the time shown on the calendar. Questions should be addressed to the Clerk of Court.

Appearance forms of counsel, if not previously submitted, must be completed and forwarded immediately to the clerk's office. Every attorney who presents oral argument must be admitted to the Eighth Circuit Bar unless appointed to represent a party proceeding in forma pauperis.

The time allotted for each side's argument is noted to the right of the case. *Cases designated as NO ARG will be submitted to the Court on the briefs and record without oral argument, and counsel are not required to appear for cases designated NO ARG.*

Michael E. Gans
Clerk of Court

www.ca8.uscourts.gov

Updated 02/10/06

DIVISION I
28th Floor
En Banc Courtroom

MONDAY, FEBRUARY 13, 2006, BEGINNING AT 9:00 A.M.
BEFORE JUDGES LOKEN, BOWMAN, SMITH

			DMH
1.	05-2604NE	Citizens for Equal Protection, Inc., etc., et al. v. Jon C. Bruning, etc., et al.	30
2.	05-3054	Ronald J. Speltz, et al. v. Commissioner of Internal Revenue	20
	05-2879EA	Judy A. Moody v. Colson Caster Corporation	NO ARG
	05-3419MN	United States v. Arthur Dale Senty-Haugen, etc.	NO ARG
	05-3191EM	Karla Robinson v. Geico General Insurance Company	NO ARG
	05-2579NE	United States v. Charles Marion, etc.	NO ARG
	05-2672WM	United States v. Derone D. Gipson	NO ARG
3.	05-2655EM	Yvonne Thomas v. St. Louis Board of Police Commissioners, et al.	15

DIVISION I
28th Floor
En Banc Courtroom

TUESDAY, FEBRUARY 14, 2006, BEGINNING AT 9:00 A.M.
BEFORE JUDGES LOKEN, BOWMAN, SMITH

ABC/DMS-P

- | | | | |
|----|-----------|--|---------------|
| 1. | 05-3258NE | United States v. Rigoberto Valle Cruz,
etc., et al. | 15 |
| | 05-2989SI | United States v. Jesse Lee Crawford | NO ARG |
| 2. | 05-3001SI | United States v. Brian Michael Gall | 10 |
| | 05-3164WA | United States v. Brian Fay Jeremiah | NO ARG |
| | 05-3139SI | United States v. Obed Rodriguez-Lopez | NO ARG |
| 3. | 05-3143SD | United States v. Jerry Medicine Horn | 15 |

**** SPECIAL SESSION****

****ST. LOUIS UNIVERSITY SCHOOL OF LAW****

WEDNESDAY, FEBRUARY 15, 2006, BEGINNING AT 9:00 A.M.
BEFORE JUDGES LOKEN, BOWMAN, SMITH

KAS

- | | | | |
|----|-----------|---|----|
| 1. | 05-2750NE | Elizabeth M., et al. v. Nancy Montenez, etc.,
et al. | 20 |
| 2. | 05-2808EM | St. Charles County, etc. v. State of
Wisconsin | 15 |
| 3. | 05-1872EM | Malik Abdul-Muhammad, et al. v. Gary
Kempker, et al. | 15 |

DIVISION I
28th Floor
En Banc Courtroom

THURSDAY, FEBRUARY 16, 2006, BEGINNING AT 9:00 A.M.
BEFORE JUDGES LOKEN, LAY, SMITH

			BWB
1.	05-1038SD	Kimberly Pietrafeso, etc. v. Lawrence County, South Dakota, et al.	
	05-1096SD	Kimberly Pietrafeso, etc. v. Lawrence County, South Dakota, et al.	20
	05-3086SD	United States v. Brett Clyde	NO ARG
	05-3282NE	United States v. Brandy K. Brenton	NO ARG
2.	05-3117SD	United States v. Louis Black Lance	15
	05-2928NE	United States v. Jose Delepaz	NO ARG

FRIDAY, FEBRUARY 17, 2006, BEGINNING AT 8:30 A.M.
BEFORE JUDGES LOKEN, LAY, SMITH

			LAD
	05-2530WM	Gary Samuels, et al. v. American Family Insurance Company	NO ARG
1.	05-2952SD	Sara Wojewski v. Rapid City Regional Hospital, Inc., et al.	15
2.	05-3110WM	Rick Plemmons v. J. T. Roberts, etc., et al.	15
	05-2455EA	Jerry Yeager v. City Water and Light Plant of Jonesboro, Arkansas	NO ARG
3.	05-2566SD	Alex Falk, et al. v. United States, etc.	15

DIVISION II
27th Floor
Southeast Courtroom

MONDAY, FEBRUARY 13, 2006, BEGINNING AT 9:00 A.M.
BEFORE JUDGES WOLLMAN, FAGG, ARNOLD

			LMT
1.	05-1745EM	United States v. Reginald Dinez Johnson, etc.	
	05-2056EM	United States v. Patricia Alexander-Butler, etc.	
	05-2092EM	United States v. Carl Alexander	
	05-2975EM	United States v. Terry Brown	20
2.	05-3194SD	United States v. Leonard Peltier	15
3.	05-2918WA	AIG Centennial Insurance Company v. Jane Fraley-Landers, etc., et al.	15
	05-2985WM	Hallmark Cards, Inc., etc. v. Gainey Transportation Services, Inc., etc.	NO ARG
	05-2714MN	United States v. Reyes Manuel Ayon	NO ARG
	05-2079NE	United States v. Octavio Barron	NO ARG
	05-1861NE	United States v. Shawn Rogers	NO ARG
	05-2612MN	United States v. Gary Bernard Cain	NO ARG

TUESDAY, FEBRUARY 14, 2006, BEGINNING AT 9:00 A.M.
BEFORE JUDGES WOLLMAN, FAGG, ARNOLD

			PAW
1.	05-2594NE	United States v. Joshua Thorpe, etc.	
	05-2627NE	United States v. Joshua Thorpe, etc.	15
	05-3507WA	United States v. Joseph Michael Klingner	NO ARG
	05-3435WM	United States v. Marcus Deangelo Jones, etc.	NO ARG
2.	05-2526EM	United States v. Mark A. Burgess	10
	05-2681NE	United States v. Ezequiel Jacinto	NO ARG
	05-2708NE	United States v. Jessie J. Reams	NO ARG

DIVISION II
27th Floor
Southeast Courtroom

WEDNESDAY, FEBRUARY 15, 2006, BEGINNING AT 9:00 A.M.
BEFORE JUDGES WOLLMAN, FAGG, ARNOLD

			DGH	
1.	05-2707SI	Douglas Beyer v. Firstar Bank, etc.		15
2.	05-3378EA	United States v. James Stephen Alexander, II		10
	05-3784MN	United States v. Talon Colt Wildwood	NO ARG	
3.	05-3254WM	United States v. Christopher Quezada, etc.		10
4.	05-3376EM	United States v. Christopher Haney		10
	04-2289WM	United States v. Mario Alberto Bueno		
	04-2338WM	United States v. Mario Alberto Bueno	NO ARG	

BEGINNING AT 1:30 P.M.
BEFORE JUDGES SMITH, HEANEY, BENTON

05-1115EA	Pediatric Specialty Care, Inc., et al. v. Arkansas Foundation for Medical Care	
05-1116EA	Pediatric Specialty Care, Inc., et al. v. Arkansas Department of Human Services, et al.	
05-1668EA	Pediatric Specialty Care, Inc., et al. v. Arkansas Department of Human Services, et al.	30

DIVISION II
27th Floor
Southeast Courtroom

THURSDAY, FEBRUARY 16, 2006, BEGINNING AT 9:00 A.M.
BEFORE JUDGES WOLLMAN, ARNOLD, GRUENDER

			MER/BNS-O
1.	05-2275EA	Design Professionals Insurance Company, etc., et al. v. Chicago Insurance Company, etc.	
	05-2276EA	Design Professionals Insurance Company, etc., et al. v. ESI Group, Inc., etc.	
	05-2326EA	Design Professionals Insurance Company, etc. v. Chicago Insurance Company, etc.	20
2.	05-3417SI	United States v. Darwin G. Rice	15
3.	05-3252NI	United States v. Rex Bernard Breitbach	10
	05-3064ND	United States v. William Paul See Walker	REMOVED
4.	05-3247ND	United States v. Clayton Lee Lockwood	10

FRIDAY, FEBRUARY 17, 2006, BEGINNING AT 8:30 A.M.
BEFORE JUDGES WOLLMAN, ARNOLD, GRUENDER

			CMD NO ARG
	05-2915WM	Kevin King v. City of Independence	
1.	05-2777MN	Gregory Winskowski v. City of Stephen	15
2.	05-2476	In re: Gary Wayne Colsen, Debtor Gary Wayne Colsen v. United States of America, etc.	15
3.	05-2620MN	The Baer Gallery, Inc. v. Citizen's Scholarship Foundation of America, etc.	15
4.	05-2832MN	Gerald Richter, et al. v. ITW Ransburg Electrostatic Systems Group, etc., et al.	15

DIVISION III
27th Floor
Northeast Courtroom

MONDAY, FEBRUARY 13, 2006, BEGINNING AT 9:00 A.M.
BEFORE JUDGES RILEY, MELLOY, BENTON

			TAB
	05-2538SI	Curt Daniels, etc. v. State of Iowa, et al.	NO ARG
	05-3037NE	National American Insurance Company, etc. v. Republic Western Insurance Company, etc., et al.	NO ARG
1.	05-1780WM	Missouri Protection & Advocacy Services v. Missouri Department of Mental Health, et al.	
	05-3303WM	MO Protection & Advocacy Services v. Missouri Department of Mental Health, et al.	20
	05-2758MN	United States v. Garrett Lee Jones, etc.	NO ARG
	05-2492NE	United States v. Joseph N. Sanchez	NO ARG
	05-2430NE	United States v. Jose Soto	NO ARG
	05-2195WA	United States v. Douglas Leon Harkreader	NO ARG

****SPECIAL SESSION****

****WASHINGTON UNIVERSITY SCHOOL OF LAW****

TUESDAY, FEBRUARY 14, 2006, BEGINNING AT 9:00 A.M.
BEFORE JUDGES RILEY, MELLOY, BENTON

			YML
1.	05-2448WM	David W. Bailey v. Department of Elementary and Secondary Education, etc., et al.	15
2.	05-2762EM	Louis V. Mayorga v. State of Missouri, et al.	15
3.	05-2540SI	United States v. John Hansl	15

DIVISION III
27th Floor
Northeast Courtroom

WEDNESDAY, FEBRUARY 15, 2006, BEGINNING AT 9:00 A.M.
BEFORE JUDGES RILEY, HEANEY, MELLOY

			JPP
1.	05-2208WM	Kevin Nitsche v. CEO of Osage Valley Electric Cooperative	15
2.	05-3316WM	United States v. Roy J. Hudspeth	15
3.	05-2791NE	Kelly Bowlin, etc. v. Nancy Montanez, etc.	15
	05-2497SI	Rogers Scott Sellers v. John Ault, etc.	NO ARG
4.	05-2713ND	United States v. Gregory Alan Krutsinger, etc.	
	05-2781ND	United States v. Katherine Colleen O'Meara	20
5.	05-3062WM	United States v. Matthew Andrew Key	10

THURSDAY, FEBRUARY 16, 2006, BEGINNING AT 9:00 A.M.
BEFORE JUDGES BYE, HEANEY, MELLOY

			JMH
1.	05-2249NI	United States v. Kasper Lamar Dobbs	
	05-2973NI	United States v. Robert Wilson, Jr.	20
	05-3245NE	United States v. Jesus Nevarez-Sanchez	NO ARG
	04-2158	Candelaria Dominguez-Capistran v. John Ashcroft, etc.	NO ARG
2.	05-3465MN	Guy Carpenter & Company, Inc. v. John B. Collins Associates, etc., et al.	15
3.	05-2532EM	United States v. Dwight Fowler	15

DIVISION III
27th Floor
Northeast Courtroom

FRIDAY, FEBRUARY 17, 2006, BEGINNING AT 8:30 A.M.
BEFORE JUDGES BYE, HEANEY, MELLOY

			LLB
1.	05-2213EA	Mountain Pure, LLC v. Turner Holdings, etc., et al.	15
2.	05-2829NI	Steven A. Breitkreutz v. Cambrex Charles City, etc.	15
3.	05-2376MN	Gary Fiedler v. County of Murray, et al.	15
4.	05-1572SD	Karl M. Schenk, et al. v. Robert L. Chavis, etc.	15
5.	05-2836EM	United States v. Dan Kendall	10